

OGC HAS REVIEWED.

C R O S S R E F E R E N C E

MEMORANDUM FOR THE RECORD

3 June 1952

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Authority of the CIA to Make Excepted Appointments under Civil Service Rule VI

. . . . Source of authority of this Agency to appoint its personnel under Schedule A-6.116(b) of Civil Service Rule VI.

. . . . Under the authority of Section 1753 of the Revised Statutes, by the Civil Service Act of January 16, 1883, and as President of the United States, the President on February 24, 1947 issued Executive Order 9830 entitled, "Amending the Civil Service Rules and Providing for Federal Personnel Administration," Part I of which provided, among other things, that the head of each agency, in accordance with applicable statutes, Executive Orders, and rules, shall be responsible for personnel management in his agency and shall designate an official to represent him in such matters. Part II amended the Civil Service Rules, including Rule VI - Exceptions from the Competitive Service, and in Section 6.1(a) provided thereunder that where it is not practicable to make appointments through competitive examinations, the positions named in Schedules A and B of Section 6.4 shall be excepted from the competitive service. It is further provided in 6.1(a) that upon publication in the Federal Register of the Commission's determination excepting positions from the competitive service, appointment thereafter might be made to such positions in the same manner as under Schedules A and B and that an appointing officer in his discretion might fill any position in Schedule A or B or any position excepted from the competitive service by statute in the same manner as competitive positions are filled.

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The above memorandum is filed under 606-CIA Legislation